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\*E-FILED - 1/25/08\*

Attorneys for RAMBUS INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

HYNIX SEMICONDUCTOR INC.; HYNIX  
SEMICONDUCTOR AMERICA, INC.; HYNIX  
SEMICONDUCTOR U.K. LTD.; and HYNIX  
SEMICONDUCTOR DEUTSCHLAND GmbH,

Plaintiffs,

vs.

RAMBUS INC.,

Defendant.

CASE NO. CV 00-20905 RMW

**STIPULATION AND []  
ORDER RESOLVING RAMBUS'S  
MOTION *IN LIMINE* NO. 10  
(DEROGATORY  
CHARACTERIZATIONS OF  
PATENTS AND  
PATENTHOLDERS)**

Date: January 17, 2008  
Time: 2:00 p.m.  
Judge: Hon. Ronald M. Whyte

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<p>RAMBUS INC.,</p> <p>Plaintiff,</p> <p>v.</p> <p>HYNIX SEMICONDUCTOR INC., HYNIX SEMICONDUCTOR AMERICA INC., HYNIX SEMICONDUCTOR MANUFACTURING AMERICA INC.,</p> <p>SAMSUNG ELECTRONICS CO., LTD., SAMSUNG ELECTRONICS AMERICA, INC., SAMSUNG SEMICONDUCTOR, INC., SAMSUNG AUSTIN SEMICONDUCTOR, L.P.,</p> <p>NANYA TECHNOLOGY CORPORATION, NANYA TECHNOLOGY CORPORATION U.S.A.,</p> <p>Defendants.</p>	<p>CASE NO. C 05-00334 RMW</p>
<p>RAMBUS INC.,</p> <p>Plaintiff,</p> <p>vs.</p> <p>MICRON TECHNOLOGY, INC., and MICRON SEMICONDUCTOR PRODUCTS, INC.,</p> <p>Defendants.</p>	<p>CASE NO. C 06-00244 RMW</p>
<p>STIP RE: RAMBUS'S MOTION <i>IN LIMINE</i> NO. 10 CASE NOS. 00-20905; 05-00334; 06-00224 RMW</p>	

1 WHEREAS, on August 3, 2006, this Court ruled in Case No. 00-20905 on  
2 Rambus's motion *in limine* to preclude the use of derogatory characterizations of patents and  
3 patentholders, granting the motion as to the term "patent troll" and limiting the use of the term  
4 "submarine patent."

5 WHEREAS, Rambus renewed that motion in Case Nos. 05-00334 and 06-00244  
6 for purposes of the January 29, 2008 trial of the claims and defenses set forth in Attachment A of  
7 the Case Management Order dated April 24, 2007 (together with the 00-20905 case, hereinafter  
8 "the January '08 Trial"). The renewed motion is Rambus's Motion *In Limine* No. 10 to exclude  
9 evidence of derogatory characterizations of patents and patentholders.

10 WHEREAS, the parties have agreed to extend the August 3, 2006 ruling to the  
11 renewed motion *in limine* no. 10.

12 IT IS THEREFORE STIPULATED AND ORDERED THAT no party will use the  
13 term "patent troll" during the January '08 Trial. It is further ordered that the term "submarine  
14 patent" may only be used (1) to the extent it was discussed in connection with any JEDEC  
15 meeting or policy; (2) during closing argument, unless, after the presentation of evidence at trial,  
16 the Court grants a request by Rambus seeking preclusion of the use of the term; and (3) during the  
17 prosecution laches part of the trial before the Court.

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19 **SO ORDERED.**

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21 DATED: 1/25/08



22 Hon. Ronald M. Whyte

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MUNGER, TOLLES & OLSON LLP

Dated: December 28, 2007

By:/s/ Carolyn Hoecker Luedtke

Gregory P. Stone  
Steven M. Perry  
Peter A. Detre  
Carolyn Hoecker Luedtke  
Counsel for Plaintiff RAMBUS INC.

Dated: December 28, 2007

THELEN REID BROWN RAYSMAN &  
STEINER LLP

By:/s/ Kenneth L. Nissly

Kenneth L. Nissly  
Susan van Keulen  
Geoffrey H. Yost  
  
Counsel for Defendants  
HYNIX SEMICONDUCTOR INC.  
et. al.

Dated: December 28, 2007

QUINN EMANUEL URQUHART OLIVER  
& HEDGES

By:/s/ Robert Becher

Harold A. Barza  
William Price  
Jon Steiger  
Robert Becher  
  
Counsel for Defendants  
MICRON TECHNOLOGY INC.  
et. al.

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2  
3 Dated: December 28, 2007

ORRICK, HERRINGTON & SUTCLIFFE  
LLP

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6 By: /s/ Robert E. Freitas

7 Robert E. Freitas  
8 Craig R. Kaufman  
9 Jan Ellard

10 Counsel for Defendants  
11 NANYA TECHNOLOGY CORP.  
12 et. al.

Filer's Attestation:

13 I, Carolyn Hoecker Luedtke, am the ECF user whose identification and password  
14 are being used to file this **STIPULATION AND [PROPOSED] ORDER RESOLVING**  
15 **RAMBUS'S MOTION *IN LIMINE* NO. 10 (DEROGATORY CHARACTERIZATIONS**  
16 **OF PATENTS AND PATENTHOLDERS)**. In compliance with General Order 45.X.B, I  
17 hereby attest that Robert Freitas, Robert Becher, and Kenneth Nissly concur in this filing.  
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19 By: /s/ Carolyn Hoecker Luedtke

20 Carolyn Hoecker Luedtke  
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